

AN ORDINANCE

97572

ACCEPTING THE LOW BASE BID OF DONSAN CONSTRUCTION, L.L.C., IN THE TOTAL AMOUNT OF \$47,969.00 FOR CAPITAL IMPROVEMENTS TO THE CITY'S HIGHLAND PARK WALKING TRAIL PROJECT IN CITY COUNCIL DISTRICT 3; AUTHORIZING THE EXECUTION OF A CONSTRUCTION CONTRACT; ESTABLISHING THE PROJECT'S BUDGET; AUTHORIZING THE TRANSFER OF \$99,620.08 IN 1999 PARK G.O. BOND FUNDS INTO THE PROJECT BUDGET; AUTHORIZING \$7,190.00 FOR CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$1,500.00 FOR PERMIT FEES AND \$42,961.08 FOR PARK CONSTRUCTION CREW EXPENSES; AND PROVIDING FOR PAYMENT.

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WHEREAS, the City's Highland Park, located at 901 Rigsby in City Council District 3, has need of capital improvements for the users of this public facility; and

WHEREAS, a total of \$100,000.00 in 1999 Parks General Obligation Bond funds were approved by the voters for installation of a walking trail in Highland Park; and

WHEREAS, the improvements have been designed by the Parks and Recreation Department landscape architect and will include installation of a 990 linear foot concrete walking trail with curbs, landscaping and fencing; and

WHEREAS, the City has received bids for said work and Donsan Construction, LLC has submitted the low qualified bid; and

WHEREAS, additional funds will be utilized so that the park construction crew may install picnic tables, lighting and additional landscaping in the park; and

WHEREAS, it is now necessary to accept the low qualified bid of Donsan Construction, LLC for said work, authorize a standard public works construction contract for said project, to establish the project budget, transfer 1999 GO Bond funds into the project budget, authorize a construction contingency, provide for permit fees and for park construction crew expenses, and to provide for payment; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

Section 1. The low qualified bid of \$47,969.00 from Donsan Construction, LLC for capital improvements to the City's Highland Park Walking Trail Project is hereby accepted. The City Manager or her designee is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein for all purposes as Attachment I. All other bids will be deemed rejected upon the execution of a contract by the successful bidder and the deposit of all required bonds and insurance certificates or the expiration of sixty (60) days from the effective date of this ordinance accepting the low bid, whichever event occurs first.

Section 2. Fund 45-982032, the Highland Park Walking Trail Project is hereby designated to account for project activities and the budget schedule affixed hereto and incorporated for all purposes as Attachment II is hereby authorized for entry on the City's books.

Section 3. The budget in Fund 45-982095, 1999 Park Improvements, Sold in 2001, shall be revised by reducing Index Code 695551, entitled Unallocated Appropriations, by the amount of \$99,620.08.

Section 4. The budget in Fund 45-982095, 1999 General Obligation Park Bond Fund, sold in – 2001, shall be revised by increasing the following index codes in Fund 45-982032:

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| Index Code 760504, entitled Construction Contract | \$ 47,969.00 |
| Index Code 760520, entitled Construction Contingency | \$ 7,190.00 |
| Index Code 760538, entitled Permit Fees | \$ 1,500.00 |
| Index Code 760546, entitled Park Construction Crew Expenses | \$ 42,961.08 |

Section 5. The total amount of \$47,969.00 is appropriated in Fund 45-982032, 1999 Park Improvements, Sold in 2001 in Index Code 760504, entitled Construction Contract and is authorized to be encumbered and made payable to Donsan Construction, LLC.

Section 6. The total amount of \$7,190.00 is appropriated in Fund 45-982032, 1999 Park Improvements, Sold in 2001 in Index Code 760520 entitled Construction Contingency and is authorized to be encumbered and made payable for construction contingencies and to include code requirements, unknown hidden existing conditions, mandatory fees and project betterment.

Section 7. The total amount of \$1,500.00 is appropriated in Fund 45-982032, 1999 Park Improvements, Sold in 2001 in Index Code 760538 entitled Permit Fees and is authorized to be encumbered and made payable for project related mandatory permit fees.

Section 8. The total amount of \$42,961.08 is appropriated in Fund 45-982032, 1999 Park Improvements, Sold in 2001 in Index Code 760546 entitled Park Construction Crew Expenses and is authorized to be encumbered and made payable for park construction crew expenses associated with the project, including park materials and other expenses utilized by the park construction crew and to include small outside contractors, if needed, and reimbursement to the General Fund for eligible project expenses.

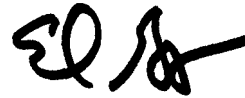
Section 9. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific index codes and fund numbers as necessary to carry out the purpose of this Ordinance.

Section 10. The City staff is hereby authorized to establish expenditure index codes as needed within the project budget and to transfer funds between expenditure index codes to facilitate the proper accounting of project expenses.

Section 11. Eligible expenses that may be incurred from the City's General Fund will be reimbursed from the project budget in accordance with established financial procedures.

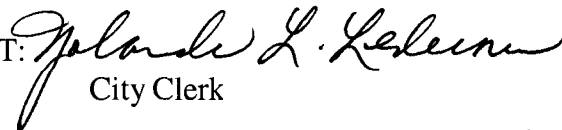
Section 12. This ordinance will become effective on the tenth (10th) day after passage hereof.

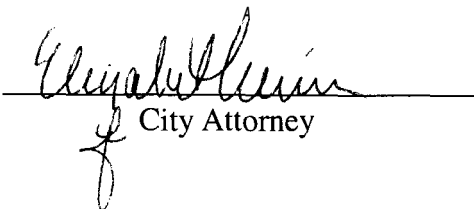
PASSED AND APPROVED this 8th day of May, 2003.



M A Y O R

EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
City Attorney